

ORDINANCE NO. \_\_\_\_\_

An ordinance amending the Metropolitan Code of Laws to make a violation of a mayoral executive order during a civil emergency a Class C misdemeanor.

WHEREAS, Tenn. Code Ann. § 38-9-104 and Metropolitan Code § 2.08.070 and § 2.08.080 authorize the mayor, after proclamation of a civil emergency, to issue orders as deemed necessary in the interest of the public safety and welfare; and,

WHEREAS, Tenn. Code Ann. § 38-9-105 states, “Municipalities may provide by ordinance that any person violating the provisions of orders issued by the chief administrative officer pursuant to this authorization during a proclaimed civil emergency commits a Class C misdemeanor;” and,

WHEREAS, it is in the best interest of the Metropolitan Government to provide that violations of mayoral executive orders during a civil emergency constitute a Class C misdemeanor.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That a new Section of the Metropolitan Code, to be designated as Metropolitan Code § 2.08.110, is hereby enacted to state as follows:

“Any person violating the provisions of orders issued by the mayor during a civil emergency commits a Class C misdemeanor.”

Section 2: This ordinance shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

APPROVED AS TO AVAILABILITY  
OF FUNDS:

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Kevin Crumbo, Director  
Department of Finance

INTRODUCED BY:

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APPROVED AS TO FORM AND  
LEGALITY:

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Robert E. Cooper, Jr., Director  
Department of Law

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Member(s) of Council